

SPECIAL MEETING  
TRIBAL BUSINESS COUNCIL  
THREE AFFILIATED TRIBES

TRIBAL COUNCIL CHAMBERS  
TRIBAL BUILDING  
MARCH 22, 1984

PRESENT: ALL MEMBERS PRESENT

ABSENT : NONE

OTHERS : LEO CUMMINGS, JTPA DIRECTOR; MIKE CROSS, DEED DIRECTOR; KATHY REAL BIRD, RON SMITH, SHERRY GILLETTE, TERO; LEO BROCKIE, BIA AGENCY SUPERINTENDENT; JOHN DANKS, BIA RESOURCES DEVELOPMENT OFFICER; KEN DEANE, TRIBAL PLANNER; ARNIE GUIMONT, MATERIAL RESOURCES DEPARTMENT ADMINISTRATOR; REBA WHITE SHIRT, KMHA; KIP QUALE, TRIBAL ATTORNEY; MIKE YELLOW BIRD, HUMAN RESOURCES DEPARTMENT ADMINISTRATOR; ADELIN PORTER, BIA REALTY SPECIALIST; BARB BAKER, NATURAL RESOURCES DEPARTMENT; CLETUS MEDICINE CROW, TRIBAL COURT; EUGENE HOLEN, WILBUR SPOTTED WOLF, EVA BEAKS, GAINUS & LINDA LITTLE SOLDIER, ANNETTE YOUNG BIRD, ROSE CROW FLIES HIGH, BURTON BELL, CLARRISA MANDAN, GRACE HENRY, BOB BELL, TEX LONE BEAR, SADIE MANN, BILLY BAKER, REYNOLDS YOUNG BIRD, ED BRACKLIN, SARGEANT-AT-ARMS; RACHEL GRADY, RECORDING SECRETARY

ITEM 1 CALL TO ORDER

Chairman Spotted Bear called the meeting to order at 10:45 a.m.

ITEM 2 ROLL CALL

Secretary Mason called roll; quorum present. (10 present)

ITEM 3 NAPSIP

The reobligation of the \$42,000 allocated to Four Bears Motor Lodge was discussed and referred back to the PIC Committee for their recommendations, and this matter will be placed on the next full Council meeting to be held on March 29, 1984. Some of the private sector businesses had to redesign their proposals to fit with Department of Labor guidelines.

ITEM 4 ADVERTISING FOR RFPs FOR THE FOUR BEARS MOTOR LODGE COMPLEX

Motion No. 1 - Dennis Huber moved, seconded by Gerald White to take \$200.00 out of Tribe's Printing line item for funds to solicit RFPs (Request for Proposals) for the Four Bears Motor Lodge Complex. Ten (10) in favor, motion carried.

ITEM 5 FY-1986 BUDGET FORMULATION ON BANDED PROGRAMS

John Danks presented material for preparation for the FY 1986 Budget Formulation and asked the Council to review with Department Administrators, and asked them to have their recommendations and priorities for the next full Council meeting.

ITEM 6 WEED INFESTATIONS ON RESERVATION

Motion No. 2 - Dennis Huber moved, seconded by Tillie Walker for approval of resolution regarding the Bureau providing funds to the Natural Resources Department to remedy situation of weed infestation on the Ft. Berthold Reservation, on both tribal and allotted lands. Nine (9) in favor, one (1) abstained, motion carried. Reso. #84-74-S

ITEM 7 RECESS

The meeting recessed at 12:55 p.m. and reconvened at 2:05 p.m. Councilman Bird Bear is present for the afternoon session. (11 present)

ITEM 8 KMHA

Motion No. 3 - Tillie Walker moved, seconded by Pete Coffey for approval of resolution regarding KMHA securing a loan from Lakeside State Bank using Tribe's land lease income due January 1, 1985 as collateral, and rescinding Reso. #84-56-S. Eleven (11) in favor, motion carried. Reso. #84-75-S

ITEM 9 REVENUE SHARING

Motion No. 4 - Tillie Walker moved, seconded by Paul Goodiron to have Tribe retain \$2,436.00 of the Revenue Sharing funds to be used for emergency and specifically museum expenses. Seven (7) in favor, one (1) opposed, three (3) abstained, motion carried.

Motion No. 5 - Dennis Huber moved, seconded by Gerald White to divide the remaining Revenue Sharing funds equally among the six communities. Six (6) in favor, three (3) opposed, two (2) abstained, motion carried.

ITEM 10 ANA-SEDS

Ken Deane presented material on ANA-SEDS 1984-85 Funding Levels information for Council's review. He said the Tribe will be competing with 16 other tribes and organizations for approximately \$1,700,000, and that Tribe could try for \$350,000 this year, and out of that, about \$80,000 to \$90,000 will go for indirect cost, at a rate of 24.6%. After the Council's review, they decided to place ANA-SEDS proposals on the agenda for the next full Council meeting.

ITEM 11 TWIN BUTTES SCHOOL

Motion No. 6 - Ernest Stone moved, seconded by Marie Wells to authorize the Twin Buttes School District #37 to renegotiate and enter into contract with the Bureau of Indian Affairs and other agencies for the total operation of the school. Ten (10) in favor, one (1) opposed, motion carried. Reso. #84-76-S

ITEM 12 DIRECT LOAN PROGRAM

Motion No. 7 - Dennis Huber moved, seconded by Paul Goodiron for approval of resolution regarding the Tribe directing the Bureau of Indian Affairs to proceed with the implementation of the U.S. Direct Loan Program as submitted, and the Tribe will submit a different plan for the use of the Business Development Fund. Ten (10) in favor, one (1) opposed, motion carried. Reso. #84-77-S

ITEM 13 HIGHWAY 22

Motion No. 8 - Gerald White moved, seconded by Marie Wells for approval of resolution regarding the Tribe appointing Paul Goodiron, Tillie Walker, Roy Bird Bear, Mike Cross, Ken Danks and the TERO Staff to attend a State Highway Department goal-setting meeting in Minot, ND on behalf of the Tribes, on March 28, 1984. Ten (10) in favor, one (1) abstained, motion carried. Reso. #84-78-S

Motion No. 9 - Tillie Walker moved, seconded by Gerald White for the Tribe to request the State Highway Department to grade and gravel a shorter length of Highway 22 and to include paving on that shorter length within the \$2 million allocation. Ten (10) in favor, one (1) opposed, motion carried. Reso. #84-90-S

ITEM 14 FOUR BEARS VILLAGE

Motion No. 10 - Dennis Huber moved, seconded by Ernest Stone for approval of resolution granting easements for the Four Bears Village housing site, access roads and streets - B.L.A. Project 3200-10(2), with further resolve that the Bureau comply with TERO Ordinance. Eleven (11) in favor, motion carried. Resolution #84-79-S

ITEM 15 OIL OVERCHARGE REFUND CASES

Motion No. 11 - Paul Goodiron moved, seconded by Gerald White for approval of resolution and contract regarding the Tribe employing Hobbs, Straus, Dean & Wilder (attorneys) to represent the Tribe in various oil overcharge refund cases, with noted amendments and changes in the contract. In the contract, the attorneys have a contingent fee of 10% of any amount recovered by the Tribe. Eleven (11) in favor, motion carried. Reso. #84-80-S

ITEM 16 INMED PROGRAM

Motion No. 12 - Pete Coffey moved, seconded by Ernest Stone for approval of resolution regarding Tribe supporting INMED Program and urging adequate financial support to be made available to them. Eleven (11) in favor, motion carried. Reso. #84-81-S

Motion No. 13 - Tillie Walker moved, seconded by Donald Malnourie for approval of resolution regarding the Tribe supporting reauthorization of the Indian Health Care Improvement Act and revision of the Indian Health Care scholarship regulations. Eleven (11) in favor, motion carried. Reso. #84-82-S

ITEM 17 PAYROLL DEDUCTIONS

Motion No. 14 - Paul Goodiron moved, seconded by Pete Coffey for approval of the Tribe requiring all delinquent employees of the Bureau, Tribe and Indian Health Service to set up payroll deductions on their monthly rent payments and to include additional deductions to bring their delinquent amounts current. Ten (10) in favor, one (1) opposed, motion carried. Reso. #84-83-S

ITEM 18 9TH ANNUAL INDIAN LAW CONFERENCE

Motion No. 15 - Gerald White moved, seconded by Paul Goodiron to authorize travel for Kip Quale and Pete Coffey to attend the 9th Annual Indian Law Conference in Phoenix, AZ, on April 5-6, 1984. Eleven (11) in favor, motion carried.

ITEM 19 CHEMAWA INDIAN HIGH SCHOOL

The Chemawa Indian High School is requesting Tribe to buy advertisement in their year book and wants the Tribe to sent their logo to be printed. Treasurer Goodiron was directed to go ahead and buy advertisement, if he wishes to do so.

ITEM 20 LAND PARTITIONMENT

Motion No. 16 - Paul Goodiron moved, seconded by Dennis Huber for approval of land partitionment for John Silas Burbank. Eleven (11) in favor, motion carried. Reso. #84-84-S

ITEM 21 RESOLUTION AMENDING LAND DESCRIPTION

Motion No. 17 - Pete Coffey moved, seconded by Paul Goodiron for approval of resolution amending land description in Reso. #84-7-S (b) purchasing undivided interest in Allotment 2128 from John Nagle. The description is amended from  $W\frac{1}{2}SW\frac{1}{4}$  to  $E\frac{1}{2}SW\frac{1}{4}$ , Sec. 30, T. 147 N. R. 89 W. Eleven (11) in favor, motion carried. Reso. #84-85-S

ITEM 22 RESOLUTION AMENDING AMOUNT OF PURCHASE FOR LAND

Motion No. 18 - Gerald White moved, seconded by Pete Coffey for approval of resolution amending amount of purchase in Reso. #84-7-S (c) purchasing undivided interest in Allotment 2128 from Robert Nagle, amount amended is from \$3,913.33 to \$2,913.33. Eleven (11) in favor, motion

carried. Reso. #83-86-S

ITEM 23 LAND SALE

Motion No. 19 - Tillie Walker moved, seconded by Marie Wells for approval of purchasing 86401/712800 undivided interest from Thomas Young Bird, Sr. for a cash consideration of \$523.63 for Allotment 768A, containing 320 acres, with Mr. Young Bird's share totaling 3.86 acres. Eleven (11) in favor, motion carried. Reso. #84-87-S

ITEM 24 LAND EXCHANGE

Motion No. 20 - Marie Wells moved, seconded by Tillie Walker for approval of land exchange between Marjorie Hunts Along and the Tribe. Tribal Allotment 2004, Lot 2, Section 31, T. 149 N., R. 91 W., containing 39.87 acres, exclusive of minerals, valued at \$3,590.00 for an undivided 1/8 interest in Allotment 2147 - N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 2, T. 147 N., R. 93 W., containing 280 acres, more or less, exclusive of minerals, valued at \$4,375.00. A difference in value of \$785.00 in favor of Marjorie Hunts Along. Eleven (11) in favor, motion carried. Reso. #84-88-S

ITEM 25 LAND SALE

Motion No. 21 - Tillie Walker moved, seconded by Donald Malnourie for approval of purchasing Allotment 898A, containing 40 acres from Ambrose Phelan for a cash consideration of \$4,000.00. Eleven (11) in favor, motion carried. Reso. #84-89-S

ITEM 26 MINUTES

Motion No. 22 - Paul Goodiron moved, seconded by Ernest Stone for approval of February 23, 1984, Special Meeting minutes. Eleven (11) in favor, motion carried.

Motion No. 23 - Marie Wells moved, seconded by Donald Malnourie for approval of March 12, 1984, Special Meeting minutes, with noted corrections. Eleven (11) in favor, motion carried.

Motion No. 24 - Dennis Huber moved, seconded by Pete Coffey for approval of Executive Committee minutes held on: July 6, 1983; October 14, 1983; November 28, 1983; December 8, 1983; January 9, 1984; January 11, 1984; January 26, 1984 and January 26, 1984. Eleven (11) in favor, motion carried.

Motion No. 25 - Gerald White moved, seconded by Pete Coffey for approval of Material Resources Committee minutes held on February 8, 1984 and February 9, 1984. Ten (10) in favor, one (1) abstained, motion carried.



SPECIAL MEETING  
MARCH 22, 1984  
PAGE SIX

Motion No. 26 - Gerald White moved, seconded by Pete Coffey for approval of Natural Resources Committee minutes held on January 23, 1984; February 13, 1984; February 14, 1984; February 21, 1984 and February 24, 1984. Eight (8) in favor, two (2) opposed, one (1) abstained, motion carried.

ITEM 27 ADJOURNMENT

The meeting adjourned at 6:00 p.m.

APPROVED

DISAPPROVED

  
\_\_\_\_\_  
SECRETARY, TRIBAL BUSINESS COUNCIL

3-29-84  
\_\_\_\_\_  
DATE

ATTEST:

  
\_\_\_\_\_  
CHAIRMAN, TRIBAL BUSINESS COUNCIL